



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

January 22, 2015
Certified Mail/Return
7012 3460 0003 1113 1571

City of Orland – Haigh Field Industrial Park
815 5th Street
Orland, CA 95963

Attention: Forrest Marston, Public Works Supervisor

Subject: Public Water System No. 1105003 – Citation No. 21-15C-004 for Lead and Copper Rule monitoring violation.

It has come to our attention that the Haigh Field Industrial Park water system failed to provide six month lead and copper samples in the year 2011, according to the Lead and Copper Rule (LCR). Consequently, the Division of Drinking Water has issued the enclosed Citation for Noncompliance (Citation) to the water system. The enclosed Citation includes directives for corrective action and public notification.

Section 116577 of the California Safe Drinking Water Act provides for the division to be reimbursed by the public water system for costs incurred for preparing and issuing a citation. The billing rate is approximately \$128 per hour. At this time, we have spent approximately one hour preparing this violation. You will receive a bill for these costs, typically by September 1st, from the Sacramento office.

If you have any questions please call Paul Rowe at (530) 224-4866 or contact me directly at (530) 224-4861.

A handwritten signature in black ink, appearing to read "R. Crenshaw".

Reese B. Crenshaw, P.E.
Valley District Engineer
DRINKING WATER FIELD
OPERATIONS BRANCH

Enclosures

1 **Citation No. 21-15C-004**

2
3 STATE WATER RESOURCES CONTROL BOARD
4 DIVISION OF DRINKING WATER
5

6 **Public Water System:** Haigh Field Industrial Park

7 **Water System No.:** 1105003
8

9 **To:** City of Orland
10 Attn: Forrest Marston, Public Works Supervisor
11 815 5th Street
12 Orland, CA 95963
13

14 **Issued:** January 22, 2015
15 VIA CERTIFIED MAIL
16
17

18 **CITATION FOR NONCOMPLIANCE**
19 **With Title 22 California Code of Regulations**
20 **Sections 64675**
21

22 Section 116650 of the California Health and Safety Code (CHSC) authorizes the
23 issuance of a citation for failure to comply with a requirement of the California Safe
24 Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with
25 Section 116270), or any regulation, standard, permit, or order issued thereunder.
26

1 The State Water Resources Control Board (hereinafter "Board"), acting by and
2 through its Division of Drinking Water (hereinafter "Division") and the Deputy Director
3 for the Division, hereby issues a citation to Haigh Field Industrial Park for failure to
4 comply with Section 64675.5, Title 22, of the California Code of Regulations (CCR).

5
6 **APPLICABLE AUTHORITIES**

7 Section 116650 of the CHSC states:

8
9 *(a) If the division determines that a public water system is in violation of*
10 *this chapter or any regulation, permit, standard, citation, or order*
11 *issued or adopted thereunder, the division may issue a citation to the*
12 *public water system. The citation shall be served upon the public*
13 *water system personally or by certified mail. Service shall be deemed*
14 *effective as of the date of personal service or the date of receipt of*
15 *the certified mail. If a person to whom a citation is directed refuses to*
16 *accept delivery of the certified mail, the date of service shall be*
17 *deemed to be the date of mailing.*

18
19 *(b) Each citation shall be in writing and shall describe the nature of the*
20 *violation or violations, including a reference to the statutory provision,*
21 *standard, order, citation, permit, or regulation alleged to have been*
22 *violated.*

23
24 *(c) A citation may specify a date for elimination or correction of the*
25 *condition constituting the violation.*
26

1 (d) A citation may include the assessment of a penalty as specified in
2 subdivision (e).

3
4 (e) The division may assess a penalty in an amount not to exceed one
5 thousand dollars (\$1,000) per day for each day that a violation
6 occurred, and for each day that a violation continues to occur. A
7 separate penalty may be assessed for each violation.
8
9

10 Section 64675.5, Title 22, of the CCR states in relevant part:
11

12 (a) A system shall conduct standard tap sampling for two
13 consecutive periods; thereafter, tap sampling frequency may be
14 reduced pursuant to section 64675 (General Requirements for
15 Tap Sampling for Lead and Copper) as follows:
16

17 (1) If a system has 90th percentile levels that do not exceed
18 0.005 mg/L for lead and 0.65 mg/L for copper for two
19 consecutive periods, it may reduce the sampling to once every
20 three years at the reduced number of sites.
21
22

23 **STATEMENT OF FACTS**

24 The Haigh Field Industrial Park (hereinafter "Water System") is classified as a non-
25 transient non-community water system serving approximately 30 people. Because
26 the Water System began initial sampling in June of 2011, it was required to collect

1 additional samples in December of 2011. The Water System failed to collect lead and
2 copper samples at the end of the six month period in December of 2011.

3
4 **DETERMINATIONS**

5 The Division has determined that the Water System violated Section 64675.5(a)(1),
6 Title 22, of the CCR, in that the Water System failed to collect six month samples in
7 December of 2011.

8
9 **DIRECTIVES**

10 The Water System is hereby directed to take the following actions:

- 11
- 12 1. Comply with Section 64675.5, Title 22, of the CCR in all future monitoring
13 periods.
 - 14
 - 15 2. **Conduct lead and copper monitoring from customer's taps in June, July,**
16 **August, or September of 2015. Thereafter, triennial sampling may begin.**
17 Samples shall be collected in accordance with the Lead and Copper Rule
18 sampling per Title 22, Section 64677. The analytical results must be reported
19 to the Division by the 10th day of the month following the month in which the
20 analyses were completed.
21
 - 22
 - 23 3. The Water System shall provide public notification (by inclusion in the **2014**
24 **Consumer Confidence Report**) of the failure to sample lead and copper, as
25 required by the Lead and Copper regulations.
26

1 All documents required by this Citation to be submitted to the Division shall be
2 submitted to the following address:

3
4 Reese B. Crenshaw, P. E.
5 Valley District Engineer
6 Drinking Water Field Operations
7 Division of Drinking Water
8 State Water Resources Control Board
9 364 Knollcrest Drive, Suite 101
10 Redding, CA 96002
11 (530) 224-4800
12

13 Nothing in this Citation relieves the Water System of its obligation to meet the
14 requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California
15 Safe Drinking Water Act), or any regulation, permit, standard or order issued or
16 adopted thereunder.

17
18 The Division reserves the right to make such modifications to this Citation, as it may
19 deem necessary to protect public health and safety. Such modifications may be
20 issued as amendments to this Citation and shall be effective upon issuance.
21
22

23 **FURTHER ENFORCEMENT ACTION**

24 The California SDWA authorizes the Board to: issue citation with assessment of
25 administrative penalties to a public water system for violation or continued violation of
26 the requirements of the California SDWA or any permit, regulation, permit or order
27 issued or adopted thereunder including, but not limited to, failure to correct a violation

1 identified in a citation or compliance order. The California SDWA also authorizes the
2 Board to take action to suspend or revoke a permit that has been issued to a public
3 water system if the system has violated applicable law or regulations or has failed to
4 comply with an order of the Board; and to petition the superior court to take various
5 enforcement measures against a public water system that has failed to comply with
6 violates an order of the Board. The Board does not waive any further enforcement
7 action by issuance of this citation.

8
9 **PARTIES BOUND**

10 This Citation shall apply to and be binding upon the System, its officers, directors,
11 agents, employees, contractors, successors, and assignees.

12
13 **SEVERABILITY**

14 The directives of this Citation are severable, and Haigh Field Industrial Park shall
15 comply with each and every provision thereof notwithstanding the effectiveness of any
16 other provision.

17
18
19 R. Crenshaw
20 Reese B. Crenshaw, P.E., District Engineer
21 Valley District
22 Drinking Water Field Operations Branch
23

1/22/15
Date

